THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.6932 of 2006

Dated 08-02-2007

Between:
Country Recreation, Sports and Cultural Association rep. By its President P.Bhavani Prasad, V.D.O's Colony, Khammam Town, Khammam District.

..... PETITIONER

AND

The Superintendent of Police, Khammam, Khammam District & others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.6932 of 2007

O R D E R:

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In this writ petition the petitioner is seeking a Writ of Mandamus declaring the action of the respondents in obstructing the playing of rummy with stakes/syndicate by the members of the petitioner-Club as arbitrary and illegal and consequently direct the respondents not to interfere with the playing of rummy with stakes/syndicate by the members of the petitioner-Club within the Club premises.

Heard both sides.

It has been represented by the learned counsel for the petitioner and also by the learned Government Pleader for Home that the issue involved in this writ petition is squarely covered by a Judgment of Division Bench of this Court in Writ Appeal No.1167 of 2002, dated 29-07-2002, wherein it is held as follows:

> "Therefore, the police authorities cannot obstruct the writ petitioner-club from conducting card room where the members and guests of the writ petitioner's cultural center are allowed to play the game of rummy with stakes syndicate (thirteen card game). At the same time, we make it clear that the police is always at liberty to enter the premises and check as to whether the cultural center of the club is conducting card room where the members and guests of the petitioner's cultural center are playing the game of rummy with stakes/syndicate (thirteen card game), for the purpose of verification. If they receive any intimation, the police may enter the club and verify the same and proceed further if the members and guests of writ petitioner's cultural center play other than the game of rummy with stakes syndicate (thirteen card game). The police authorities are also at liberty to proceed with the cases, which already registered. The Writ Appeal is disposed of accordingly."

Following the same and for the reasons mentioned therein, the writ petition is disposed of in terms of the above decision of the Division Bench. No costs.

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08-02-2007

Note:Furnish copy within three days
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